

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections  
5 34-210, 34-225, and 34-230 and by adding Section 34-232 as  
6 follows:

7 (105 ILCS 5/34-210)

8 Sec. 34-210. The Educational Facility Master Plan.

9 (a) In accordance with the schedule set forth in this  
10 Article, the chief executive officer or his or her designee  
11 shall prepare a 10-year educational facility master plan every  
12 5 years, with updates 2 1/2 years after the approval of the  
13 initial 10-year plan, with the first such educational facility  
14 master plan to be approved on or before October 1, 2013 ~~July 1,~~  
15 ~~2013~~.

16 (b) The educational facility master plan shall provide  
17 community area level plans and individual school master plans  
18 with options for addressing the facility and space needs for  
19 each facility operated by the district over a 10-year period.

20 (c) The data, information, and analysis that shall inform  
21 the educational facility master plan shall be published on the  
22 district's Internet website and shall include the following:

23 (1) a description of the district's guiding

1 educational goals and standards;

2 (2) a brief description of the types of instructional  
3 programs and services delivered in each school;

4 (3) a description of the process, procedure, and  
5 timeline for community participation in the development of  
6 the plan;

7 (4) the enrollment capacity of each school and its rate  
8 of utilization;

9 (5) a report on the assessment of individual building  
10 and site conditions;

11 (6) a data table with historical and projected  
12 enrollment data by school by grade;

13 (7) community analysis, including a study of current  
14 and projected demographics, land usage, transportation  
15 plans, residential housing and commercial development,  
16 private schools, plans for water and sewage service  
17 expansion or redevelopment, and institutions of higher  
18 education;

19 (8) an analysis of the facility needs and requirements  
20 of the district; and

21 (9) identification of potential sources of funding for  
22 the implementation of the Educational Facility Master  
23 Plan.

24 (d) On or before May 1, 2013 ~~January 1, 2013~~, the chief  
25 executive officer or his or her designee shall prepare and  
26 distribute for comment a preliminary draft of the Educational

1 Facility Master Plan. The draft plan shall be distributed to  
2 the City of Chicago, the County of Cook, the Chicago Park  
3 District, the Chicago Housing Authority, the Chicago Transit  
4 Authority, attendance centers operated by the district, and  
5 charter schools operating within the district. Each attendance  
6 center shall make the draft plan available to the local school  
7 council or alternative advisory body and to the parents,  
8 guardians, and staff of the school. The draft plan also shall  
9 be distributed to each State Senator and State Representative  
10 with a district in the City of Chicago, to the Mayor of the  
11 City of Chicago, and to each alderman of the City.

12 (e) The chief executive or his or her designee shall  
13 publish a procedure for conducting public hearings and  
14 submitting public comments on the draft plan.

15 (f) After consideration of public input on the draft plan,  
16 the chief executive officer or his or her designee shall  
17 prepare and publish a report describing the process used to  
18 incorporate public input in the development of the final plan  
19 to be recommended to the Board.

20 (g) The chief executive officer shall present the final  
21 plan and report to the Board for final consideration and  
22 approval.

23 (h) The final approved Educational Facility Master Plan  
24 shall be published on the district's website.

25 (i) No later than January 1, 2016, and every 5 years  
26 thereafter, the chief executive officer or his or her designee

1 shall prepare and submit for public comment a draft revised  
2 Educational Facility Master Plan following the procedures  
3 required for development of the original plan.

4 (j) This proposed revised plan shall reflect the progress  
5 achieved during the first 2 1/2 years of the Educational  
6 Facility Master Plan.

7 (Source: P.A. 97-473, eff. 1-1-12; 97-474, eff. 8-22-11.)

8 (105 ILCS 5/34-225)

9 Sec. 34-225. School transition plans.

10 (a) If the Board approves a school action, the chief  
11 executive officer or his or her designee shall work  
12 collaboratively with local school educators and families of  
13 students attending a school that is the subject of a school  
14 action to ensure successful integration of affected students  
15 into new learning environments.

16 (b) The chief executive officer or his or her designee  
17 shall prepare and implement a school transition plan to support  
18 students attending a school that is the subject of a school  
19 action that accomplishes the goals of this Section. The chief  
20 executive must identify and commit specific resources for  
21 implementation of the school transition plan for a minimum of  
22 the full first academic year after the board approves a school  
23 action.

24 (c) The school transition plan shall include the following:

25 (1) services to support the academic, social, and

1 emotional needs of students; supports for students with  
2 disabilities, homeless students, and English language  
3 learners; and support to address security and safety  
4 issues;

5 (2) options to enroll in higher performing schools;

6 (3) informational briefings regarding the choice of  
7 schools that include all pertinent information to enable  
8 the parent or guardian and child to make an informed  
9 choice, including the option to visit the schools of choice  
10 prior to making a decision; and

11 (4) the provision of appropriate transportation where  
12 practicable.

13 (d) When implementing a school action, the Board must make  
14 reasonable and demonstrated efforts to ensure that:

15 (1) Affected students receive a comparable level of  
16 social support services provided by Chicago Public Schools  
17 that were available at the previous school, provided that  
18 the need for such social support services continue to  
19 exist; and

20 (2) Class sizes of any receiving school do not exceed  
21 those established under the Chicago Public Schools policy  
22 regarding class size, subject to principal discretion.

23 (Source: P.A. 97-473, eff. 1-1-12; 97-474, eff. 8-22-11;  
24 97-813, eff. 7-13-12.)

1           Sec. 34-230. School action public meetings and hearings.

2           (a) By October ~~November~~ 1 of each year, the chief executive  
3 officer shall prepare and publish guidelines for school  
4 actions. The guidelines shall outline the academic and  
5 non-academic criteria for a school action. These guidelines  
6 shall be created with the involvement of local school councils,  
7 parents, educators, and community organizations. These  
8 guidelines, and each subsequent revision, shall be subject to a  
9 public comment period of at least 21 days before their  
10 approval.

11           (b) The chief executive officer shall announce all proposed  
12 school actions to be taken at the close of the current academic  
13 year consistent with the guidelines by December 1 of each year.

14           (c) On or before December 1 of each year, the chief  
15 executive officer shall publish notice of the proposed school  
16 actions.

17           (1) Notice of the proposal for a school action shall  
18 include a written statement of the basis for the school  
19 action, an explanation of how the school action meets the  
20 criteria set forth in the guidelines, and a draft School  
21 Transition Plan identifying the items required in Section  
22 34-225 of this Code for all schools affected by the school  
23 action. The notice shall state the date, time, and place of  
24 the hearing or meeting.

25           (2) The chief executive officer or his or her designee  
26 shall provide notice to the principal, staff, local school

1 council, and parents or guardians of any school that is  
2 subject to the proposed school action.

3 (3) The chief executive officer shall provide written  
4 notice of any proposed school action to the State Senator,  
5 State Representative, and alderman for the school or  
6 schools that are subject to the proposed school action.

7 (4) The chief executive officer shall publish notice of  
8 proposed school actions on the district's Internet  
9 website.

10 (5) The chief executive officer shall provide notice of  
11 proposed school actions at least 30 calendar days in  
12 advance of a public hearing or meeting. The notice shall  
13 state the date, time, and place of the hearing or meeting.  
14 No Board decision regarding a proposed school action may  
15 take place less than 60 days after the announcement of the  
16 proposed school action.

17 (d) The chief executive officer shall publish a brief  
18 summary of the proposed school actions and the date, time, and  
19 place of the hearings or meetings in a newspaper of general  
20 circulation.

21 (e) The chief executive officer shall designate at least 3  
22 opportunities to elicit public comment at a hearing or meeting  
23 on a proposed school action and shall do the following:

24 (1) Convene at least one public hearing at the  
25 centrally located office of the Board.

26 (2) Convene at least 2 additional public hearings or

1 meetings at a location convenient to the school community  
2 subject to the proposed school action.

3 (f) Public hearings shall be conducted by a qualified  
4 independent hearing officer chosen from a list of independent  
5 hearing officers. The general counsel shall compile and publish  
6 a list of independent hearing officers by November 1 of each  
7 school year. The independent hearing officer shall have the  
8 following qualifications:

9 (1) he or she must be a licensed attorney eligible to  
10 practice law in Illinois;

11 (2) he or she must not be an employee of the Board; and

12 (3) he or she must not have represented the Board, its  
13 employees or any labor organization representing its  
14 employees, any local school council, or any charter or  
15 contract school in any capacity within the last year.

16 ~~(4)~~ The independent hearing officer shall issue a written  
17 report that summarizes the hearing and determines whether the  
18 chief executive officer complied with the requirements of this  
19 Section and the guidelines.

20 ~~(5)~~ The chief executive officer shall publish the report on  
21 the district's Internet website within 5 calendar days after  
22 receiving the report and at least 15 days prior to any Board  
23 action being taken.

24 (g) Public meetings shall be conducted by a representative  
25 of the chief executive officer. A summary of the public meeting  
26 shall be published on the district's Internet website within 5

1 calendar days after the meeting.

2 (h) If the chief executive officer proposes a school action  
3 without following the mandates set forth in this Section, the  
4 proposed school action shall not be approved by the Board  
5 during the school year in which the school action was proposed.

6 (Source: P.A. 97-473, eff. 1-1-12; 97-474, eff. 8-22-11;  
7 97-813, eff. 7-13-12; revised 10-17-12.)

8 (105 ILCS 5/34-232 new)

9 Sec. 34-232. Proposed school action announcement and  
10 notice; 2012-2013 school year. The following apply for school  
11 actions proposed during the 2012-2013 school year:

12 (1) On or before March 31, 2013, the chief executive  
13 officer shall announce all proposed school actions to be  
14 taken at the close of the current academic year consistent  
15 with the guidelines published under Section 34-230 of this  
16 Code.

17 (2) On or before March 31, 2013, the chief executive  
18 officer shall publish notice of the proposed school  
19 actions.

20 (3) The chief executive officer shall provide notice of  
21 proposed school actions at least 15 calendar days in  
22 advance of a public hearing or meeting.

23 All other provisions of Section 34-230 of this Code that do  
24 not conflict with this Section must be followed when proposing  
25 school actions.

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.